IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.185 OF 2007
IN
SUMMARY SUIT NO.319 OF 2007

Lalit Timothy D'Souza ..Plaintiff

V/s.

M/s.Vaithara Builders & anr. ..Defendants

Mr.Gautam Mehta i/b. ALMT LEGAL for the plaintiff
Mr.G.S.Bhat, advocate for the defendant Nos.1 and 2

CORAM : S.C.DHARMADHIKARI, J.

DATE : 13TH JULY, 2007

P.C.

1. After this matter was argued for some time by both sides, during the course of the same, parties desired to put an end to the entire suit in as much as the defendants agreed to submit a decree on admission in the sum of Rs.50,00,000/- and sought time to pay the same within a period of six months.

2. The plaintiff agreed to the same and that is how both sides have drawn up Minutes of Order setting out terms of the decree on admission.

3. The terms record the agreement between parties with regard to payment of Rs.50,00,000/- within a period of six months from today and consequences of default are also provided in as much as upon failing to pay the same, suit shall stand decreed as prayed and thereupon the plaintiff would be at liberty to execute the same in accordance with law.

4. Minutes of decree on admission taken on record and marked “X” for identification. The defendants have undertaken to pay the sum within a period of six months. Undertaking accepted. Order in terms of the Minutes. Summons for Judgment stands disposed of. Suit is decreed in the aforesaid terms. Refund of Court fees as per rules. No order as to costs.

(S.C.DHARMADHIKARI, J.)